

EXHIBIT 56

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE MIDDLE DISTRICT OF TENNESSEE

3
4 NIKKI BOLLINGER GRAE, Individually
5 and Behalf of All Others Similarly

6 Situated,

7 Plaintiff,

8 vs.

9 CASE NO.

10 3:16-CV-02267

11 CORRECTIONS CORPORATION OF

12 AMERICA, et al.,

13 Defendants.

14 CONFIDENTIAL

15 VIDEO DEPOSITION OF EMILEE BEACH

16 Nashville, Tennessee

17 February 11, 2020

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20 Reported by:

21 Elisabeth A. Miller Lorenz

22 RMR, CRR, LCR No. 66

23
24 Job No.: 10066481

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11 AMERICA, et al.,

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17 Video deposition of EMILEE BEACH was taken
18 on behalf of Plaintiff, at Riley, Warnock &
19 Jacobson, 1906 West End Avenue, Nashville,
20 Tennessee, beginning at 9:33 a.m., and ending at
21 5:37 p.m., on Tuesday, February 11, 2020, before
22 Elisabeth A. Miller Lorenz, RMR, CRR, and LCR No.
23 66.

1 APPEARANCES:

2 For the Plaintiff:

3 ROBBINS GELLER RUDMAN & DOWD

BY: KENNETH J. BLACK

4 BY: WILLOW RADCLIFFE

One Montgomery Street

5 Suite 1800

San Francisco, California 94104

6 415.288.4545

kennyb@rgrdlaw.com

7 wradcliffe@rgrdlaw.com

8

For the Defendants:

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RILEY, WARNOCK & JACOBSON

10 BY: TREY McGEE

1906 West End Avenue

11 Nashville, Tennessee 37203

615.320.3700

12 tmcgee@rwjplc.com

13 LATHAM & WATKINS

BY: ERIC C. PETTIS

14 355 South Grand Avenue

Los Angeles, California 90071-1560

15 213.485.1234

eric.pettis@lw.com

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Also Present:

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David Drumel, Videographer

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1 Will the court reporter please swear in
2 the witness.

3 * * *

4 EMILEE BEACH

5 was called as a witness, and after having been first
6 duly sworn, testified as follows:

7 E X A M I N A T I O N

8 BY MS. RADCLIFFE:

9 Q Good morning.

10 Could you please spell your name for the
11 record?

12 A Emilee Beach; E-M-I-L-E-E, B-E-A-C-H.

13 Q And where do you reside presently?

14 A [REDACTED]
15 [REDACTED].

16 Q And have you been deposed before?

17 A I have not.

18 Q So we're going to go over a couple ground
19 rules. You probably heard these from your counsel.

20 We're going to go over a couple of them.

21 We're going to try not to talk over each
22 other because it's a written transcript and so it
23 will be a little muddled if we start talking over
24 each other. So I'm going to try to wait for you to
25 answer, and if you could just try to wait til I'm

1 the page, Deficiencies have increased with the
2 contractor's quality control component?

3 A Correct.

4 Q And additionally, the contractor has
5 provided limited information on program weakness
6 despite the government's observations during this
7 performance period?

8 A Correct.

9 Q Do you recall being requested -- requested
10 by the BOP for information on program weaknesses?

11 A No.

12 Q Do you know what the BOP is referencing with
13 respect to deficiencies having to be increased with
14 the contractor's quality control component?

15 A I do.

16 Q And what does that reference?

17 A That is the additional -- the addition of
18 multiple standards in our audit tool. It identifies
19 more areas in which we need -- that we want to focus
20 attention on, so it's -- although it -- it says it
21 is misleading because it says, Although it increases
22 the number of deficiency, it increases the number of
23 indicators. So you're -- you're reviewing more --
24 maybe one standard three different ways.

25 Q So let me clarify this.

1 So the audit tool was expanded to include
2 other areas which the contractor's performance would
3 be assessed; is that accurate?

4 A What they're -- they're speaking of --
5 they're -- they're speaking of the -- the internal
6 audit tool.

7 Q So -- yes.

8 So Adams or CCA's internal audit tool was
9 expanded in order -- which would capture additional
10 maybe incidences that may or may not be perceived as
11 a deficiency?

12 A It was a more thorough audit tool.

13 Q More thorough audit tool.

14 And how did -- or I should say, do you know
15 why that more audit tool -- more thorough audit tool
16 came to be?

17 A Every year they do a review of the -- of the
18 audit tool. Indicators are added or modified to
19 better serve the facility to increase compliance.

20 Q So prior to this period, April 1, 2016, had
21 there been other enhancements of the internal audit
22 tool?

23 A Every year the audit tool is reviewed and
24 modified as necessary.

25 Q But with respect to this particular period,

1 as I understand your testimony, the audit tool had a
2 major overhaul?

3 A I wouldn't say specifically in this period.
4 I think it's referenced in -- in one period before
5 also.

6 Q So beginning maybe in 2015?

7 A That would be speculation. I would have to
8 look at it.

9 Q So do you know the reasons why the audit
10 tool became enhanced?

11 A It's -- it's really enhanced every year as
12 we learn more and as we -- we grow more. We
13 always -- we want it to improve every year, year
14 over year. So we're always going to be adding
15 things to it.

16 Q So this document reflects the BOP's
17 observation that -- that the quality control
18 component, the audit tool, had indicated an increase
19 in deficiencies?

20 A Correct, the internal audit tool.

21 Q Exactly.

22 So why do you think that there was not
23 previously an observation regarding increase in
24 deficiencies with respect to the use of the audit
25 tool?

1 I, the undersigned, a Licensed Court
2 Reporter of the State of Tennessee, do hereby
3 certify:

4 That the foregoing proceedings were
5 taken before me at the time and place herein set
6 forth; that any witnesses in the foregoing
7 proceedings, prior to testifying, were duly sworn;
8 that a record of the proceedings was made by me
9 using machine shorthand, which was thereafter
10 transcribed under my direction; that the foregoing
11 transcript is a true record of the testimony given.

12 Further, that if the foregoing pertains
13 to the original transcript of a deposition in a
14 federal case, before completion of the proceedings,
15 review of the transcript [X] was [] was not
16 requested.

17 I further certify I am neither
18 financially interested in the action nor a relative
19 or employee of any attorney or party to this action.

20 IN WITNESS WHEREOF, I have this date
21 subscribed my name.

22 Dated: February 25, 2020

23 

24 Elisabeth A. Miller Lorenz
25 RMR, CRR, LCR No. 66